

CHRISTOPHER HALLUM  
President of Council

MICHAEL KLINE  
Vice President of Council

GLORIA MAJESKI  
Clerk of Council, Pro Tem  
04/23/2020 meeting

COUNCIL:

NANCY E. FELLOWS

JOE JARMUSZKIEWICZ

DANIEL KNECHT

JANET R. MAJKA

TANYA TAYLOR DRAPER

# City of Willoughby Hills

## Regular Council Meeting

### Minutes of April 23, 2020

*Policy No. 2: All Council meetings shall be recorded by audio recording device and will be held in perpetuity and shall be part of the official records and minutes. Written minutes of Council shall be shortened whenever possible.*

The Regular Council Meeting was called to order on Thursday, April 23, 2020 at 7:12 p.m. remotely, using Zoom and Facebook Live. Council President Hallum presided. (Audio: 0:00-0:12)

**Pledge of Allegiance (Audio: 00:13-00:32)**

#### ROLL CALL

(Audio: 00:40-1:46)

**Members Present:** Councilwoman Nancy Fellows, Council President Chris Hallum, Councilman Joe Jarmuszkiewicz, Council Vice President Mike Kline, Councilman Dan Knecht, Councilwoman Janet Majka and Councilwoman Tanya Taylor Draper

**Also Present:** Mayor Andy Gardner, Finance Director Frank Brichacek, Law Director Michael C. Lucas and City Engineer Pete DiFranco

#### APPOINTMENT OF CLERK PRO-TEM (Audio: 1:49-3:42)

**Motion** made by **Councilwoman Taylor Draper** seconded by **Councilman Jarmuszkiewicz** to appoint **Gloria Majeski** as Council Clerk Pro Tem for tonight's meeting.

**Discussion on the Motion: Councilwoman Majka** asked about Joanne Monaco, Council Clerk. **Council President Hallum** stated that Ms. Monaco asked to listen to one more meeting before she totally took over to clerk the meetings.

**Roll Call:** **AYES:** Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Majka and Taylor Draper

**NAYS:** None

Vote: 7/0

**Motion Carries** to appoint Gloria Majeski as Council Clerk Pro Tem for tonight's meeting.

#### DISPOSITION OF THE JOURNAL (Audio: 3:49-4:50)

**Councilwoman Taylor Draper** made a motion to approve the meeting minutes of the Special Council Meeting of March 30, 2020, seconded by **Councilwoman Majka**; however, **Council President Hallum**

asked that they both withdraw the motion until the written minutes are prepared for approval, rather than just the audio that is currently available. Both Councilwomen withdrew their motions.

### **COUNCIL CORRESPONDENCE AND MISCELLANEOUS REPORTS (Audio: 4:54-5:06)**

Emails from Gloria Majeski, Exec. Asst. to Mayor

- 3/30/2020 re. Yard Waste Proposal – Resident summary
- 3/20/2020 re. Agenda & Legislation for Monday Night's Committee of the Whole Meeting
- 3/23/2020 re. Cancellation of Committee of the Whole & Rules & Legislation Meetings for Monday
- 03/23/2020 re. ODOT Guardrail Ordinance No. 2020-22
- 3/24/2020 re. Council Agenda and Legislation for 3/26/20 Meeting
- 3/25/2020 re. Cancellation of Thursday, 3/26/20 Regular Council Meeting and Scheduling Special Council meeting for Monday, March 30, 2020 (for media)
- 3/27/2020 re. Memo to Employees by Mayor
- 3/31/2020 re. Council meeting – Cancellation notice for 4/9/2020 Regular Council meeting and notification of Regular Council meeting set for 4/23/2020
- 4/14/2020 re. Yard waste calls

Other Emails:

- 3/20/2020 Email from Finance Director Brichacek re. 2020 Proposed Operating Budget Correction
- 3/21/2020 Email from City Engineer DiFranco re. Engineer's Report 200321
- 3/23/2020 Email from American Legal Publishing Family re. COVID-19 Update
- 3/23/2020 Email from Justin Brown at SERB re. 2019 Wage Settlement Report
- 3/23/2020 Email from Attorney Jordan Berns re. Notice of Appeal – Dustin and Jessica Dykstra
- 3/25/2020 Email from Council President Hallum re. Cancellation of Regular Council meeting of 3/26/2020
- 3/25/2020 Email from Ohio Municipal League re. COVID 19 Response Legislation
- 3/28/2020 Email from Katherine Lloyd, BZA re. WH BZA Meeting of April 14, 2020 not called
- 3/28/2020 Email from Jenna Bing re. Public Comments for Monday Council Meeting
- 3/30/2020 Email from Ohio Ethics Commission re. General Filing Deadline Extended
- 4/2/2020 Email from City Engineer DiFranco re. Appeal Response to 2217 River
- 4/3/2020 Mayor's Court report (corrected copies) for months ending January 31, 2020, February 29, 2020 and March 31, 2020.
- 4/4/2020 Email from Council President Hallum re. Debbie Semik's Husband
- 4/8/2020 Email from State Rep. John Rogers re. FEMA Disaster Declaration Funds for Local Governments
- 4/8/2020 Email from Council President Hallum re. Committee of the Whole Zoom instructions and Regular Council Meeting Zoom instructions

- 4/8/2020 Email from Ohio Municipal Clerk Association (OMCA) re. delays in Public Records requests (during Covid-19)
- 4/9/2020 Email from OMCA re. Remote meetings (Zoom)
- 4/14/2020 Email from resident Greg Dudash re. Voting instructions
- 4/16/2020 Email from OMCA re. Records & Information Management (during COVID-19)
- 4/16/2020 Email from City Engineer DiFranco re. City Engineers Report 200416
- 4/17/2020 Email from [Media@Localgov.org](mailto:Media@Localgov.org) re. CARES Act provides additional funds for local governments (grants)

### **PUBLIC PORTION #1 (Audio: 5:09-11:26)**

**An opportunity for the public to address Council concerning anything pertaining to tonight's agenda**

Public Portion opened at 7:18 p.m.

**Renee Willis, 2904 Cambridge Circle, Willoughby Hills, OH 44092.** Ms. Willis had two questions:

1) concerned about the development at the former Fifth Third Bank building which she believes is now a liquor store, and 2) wants to know what measures of security will be extended because of this development. She has concerns after she saw the Loehmann's store closings.

**Jenna Bing, 36951 Beech Hills Drive, Willoughby Hills, OH 44094.** Mrs. Bing had questions about Ordinance 2020-26 WHISPER – Section II – Guidelines “Received and Approved by Council?” She asked when the guidelines were approved by Council. She spoke of her concerns about the guidelines, stating “indoor tasks guidelines are ok, but the outdoor tasks not having to be approved by the Committee” concerns her. In addition, the word “voluntary” is used to describe the program, yet City employees are working on it and getting paid. The Guidelines appoint “Executive Assistant” as the program administrator, which is a fundamental change to what was proposed before. Page 24 references “records” which she believes should be posted on the City website monthly and should include how much time was spent of City funds, how often resources were used and if the Service or Fire Department were used. She asked if WHISPER had done lawn mowing in the past.

Public Portion closed at 7:24 p.m.

### **MAYOR'S REPORT (Audio: 11:41-20:40)**

**Mayor Gardner reported:**

- Airbnb incident update: Our Police Officers did a good job; 26 suspects were charged to date; Law Director, City Prosecutor and Police Department are investigating the owner of the Airbnb; and we have sent a strong message that we will not tolerate this in Willoughby Hills.
- Police Officer Mike Jones is recovering after an incident involving a vehicle travelling at 117 mph on I-90, with the driver exiting at Wilson Mills and hitting a signal box, resulting in a car fire. The driver exited the scene on his own. Officer Jones pulled the passenger from the burning car and he and Officer Greg Leonbruno provided first aid, but the victim passed away later at the hospital. Officer

Jones is recovering at home from burns to his hands. This Police incident is indicative of a trend now and a reminder to everyone to “slow down.”

- Congratulations to Dispatcher Lindsay Bushman on 5 years of service and Police Officer Frank Bordelon on 20 years of service.
- COVID-19 Update – prayers to everyone fighting the disease, reminder for need for social distancing, including sports and the fact that the school year has come to an end. Teachers are certainly recognized and appreciated. Economic effects are to be determined. Reminder to focus on the positive, state your net goals with daily discipline and not let your guard down; City Hall is open and parks may be opening soon.
- Special recognition to those doing extraordinary things during the COVID-19 crisis: 1) Pat Grebenc, making face masks for Breckenridge, 2) Rachel Legerski of School of Innovation making face shields, 3) Gloria Majeski, acknowledging our Senior of the Day with fruit baskets, 4) Water Extraction Team of Fairport Harbor for assistance in disinfecting our emergency vehicles, 5) Orange School for providing face masks, and 6) Social media for our Take Out Tuesday Program with the Lake County Mayors and Managers.
- Condolences to Scott Chatron on the loss of his mother, Gisele; Lee Sovey on the loss of her husband Bob, and Gary Pratt on the loss of his father Gary.
- Finally, just a reminder to call, text or chat with neighbors.

#### **LAW DIRECTOR’S REPORT (Audio: 20:55-22:18)**

##### **Law Director Lucas reported:**

- Only one item to report: PC-ABR received follow-up communications from Attorney Jordan Berns regarding the Dodd Road incident. This will be scheduled for a hearing in front of Council if not resolved. He received information from the Fire Department which was helpful.

#### **CITY ENGINEER’S REPORT (Audio: 22:42-27:14)**

##### **City Engineer DiFranco reported:**

- 2019 Sewer Rehab project completed last week and grouting was complete.
- 2020 Sewer Rehab advertisement for bids to go in the paper on 4/28/20.
- 2020 Street Rehab advertisement is out for bids, due 4/30/20.
- Dodd Road work to be done starting tomorrow, spraying oil to rejuvenate and restore the asphalt.
- Repairing Chagrin River bridge and re-painting portion of center line near the wall.
- Beech Hills – culvert repairs next week. (storm water project)
- Dodd Road – dumping rock to help with the problems there. (storm water project)
- Zoning: 1) Amazon vans noise complaint – letters sent to Shoppes of WH and PNC on 3/13/20 addressing violations. We recognize that Amazon is providing an important service during COVID-19 and we gave the property owners an extension. On 4/1/20 the second violation letters were sent and PNC and Shoppes of WH were given extension dates of 5/1/20 and 5/15/20 respectively. PNC is a B2 district because it is surrounded by residential properties and the Shoppes of WH is a B3 district because it is surrounded by business properties. Shoppes of WH asked for special consideration



because of the PD substation and promoting business and City Engineer DiFranco has asked Council to give him some guidance in their wishes in granting a time extension.

**Questions/comments following City Engineer's Report: (Audio: 27:17-33:48)**

**Councilwoman Majka** asked what changed so that Amazon trucks were now parked there. **City Engineer DiFranco** stated that Amazon deliveries increased resulting in the need for more vans. **Council President Hallum** asked how Council handles the Shoppes of WH extension request. **Law Director Lucas** state that a basis for extension (including a paper trail) needs to be provided, to include such things as "what are the parameters?" "how long?" Council can do this by a motion but it should be fact sensitive. **Councilwoman Taylor Draper** stated that the issue was with PNC, not Shoppes of WH. It was the PNC Amazon trucks that were loud and disturbing to residents. **City Engineer DiFranco** stated that storage of commercial fleet vehicles is not a permitted use. **Councilman Jarmuszkiewicz** asked if this was a temporary or permanent arrangement. **City Engineer DiFranco** stated that neither property owner specified that. **Councilman Jarmuszkiewicz** suggested that we could rezone it if it was going to be a permanent arrangement. **City Engineer DiFranco** stated that action would require a vote of the people or a lawsuit. **Councilwoman Fellows** asked about permits and the Classic vehicles parked at Gales. **City Engineer DiFranco** stated he was not aware of that but he would look into it. **Mayor Gardner** stated that he had received a call from Ray Somich (Shoppes of WH) who indicated that the parking situation was temporary but not a short-term temporary arrangement. **Council President Hallum** asked the City Engineer if he had received anything from Mr. Somich. **City Engineer DiFranco** stated that he had received a letter to justify the parking arrangement, without time frames or dates. He said he would send that along to Council. **Councilwoman Taylor Draper** confirmed with City Engineer DiFranco that there are two separate owners between the PNC building and the Shoppes of WH. **Councilwoman Fellows** stated that Scott Scheel (Shoppes of WH) has done a lot of work for the community and she is appreciative of that and perhaps this could set a precedence as a review is done.

**COMMITTEE REPORTS (Audio: 34:42-35:42)**

**Finance Committee:** **Council Vice President Kline** stated that there had not been a Finance Committee meeting for him to report on but would anticipate a May Finance Committee meeting to discuss the 2020 Budget and recommendations to Administration for possible amendments as a result of the COVID-19 crisis.

**FINANCE DIRECTOR'S REPORT (Audio: 34:52-40:00)**

**Finance Director Brichacek** reported:

- Finance reports through 3/31/20 are on the website.
- Ohio Open Checkbook is current through 3/31/20; however, the Treasurer's office is working on a 2018 \$285,000 problem in their system.
- Income tax receipts are up 6.2% versus the 3% budgeted (\$106,000) through 3/31/20.
- Total General Fund revenue is up by about a third (\$58,000), after income tax is factored out.
- First quarter went well for the City. \$15,500 expenditures related to COVID-19 to 3/31/20.

- \$11,000 in CARES Act funding received for health care providers as it relates to our EMS billing. This was put in the Safety Fund for Fire Department.
- He anticipates a significant impact in income (as Mayor mentioned); total revenue will be down due to Court revenue, gasoline tax and Community Center rentals and refunds; change in 4/15/20 filing deadline to 7/15/20; timing of when we receive money will change; July money will now come in October. We will continue to watch this.

## **BOARDS & COMMISSIONS REPORTS (Audio: 40:15-43:25)**

### **PC-ABR:**

**Council Vice President Kline** reported as the PC-ABR Alternate Representative. At the recent meeting, the following items were addressed:

- House addition on Eddy Road.
- New house on River's Edge (last lot left in this development).
- Education Alternatives (School on Cricket Lane) – Signage; one sign in front of school was approved. The sign on Cricket Lane side was discussed but the Committee asked the sign company to discuss it with the school because it would be bigger and brighter than the one it is replacing.
- New liquor store at the former Fifth Third Bank location – signage, including monument sign by the street and signage in front of the building were proposed. There were very large signs on each side proposed. The BZA will need to review this because all the signs together exceed the total square footage allowed for signage.
- River Road – work done without permits; PC-ABR reviewed this work after the fact; Road Superintendent Grubiss noticed it and took care of reporting it for proper permitting.
- In Planning and Zoning: Lot Split – consolidation on Chardon Road

## **COMMITTEE REPORTS (continued): (Audio: 43:31-47:12)**

### **Committee of the Whole:**

**Council President Hallum** reported on the Committee of the Whole which met on Monday, April 20, 2020. All members of Council and the Mayor were present. The following business was discussed:

- Grange update for Ordinance 2020-20 presented by **Councilman Jarmuszkiewicz**.
- Ordinance 2020-24 – Engineering – was contingent on OPWC funding and a contingency clause has been included in the new Ordinance now.
- Ordinance 2020-25 – Spending Authority – Had been lowered in the past; consistent with other cities. **Finance Director Brichacek** makes sure that records are posted and **Council Vice President Kline** does a good job with having Finance meetings and serving as Finance Chairman.
- Ordinance 2020-26- WHISPER – **Councilwoman Taylor Draper** is continuing to research; she did a fantastic job with reviewing and sending information out to Council.
- Zoom meetings will continue to protect ourselves and the public until the State and Health Departments mandate otherwise.

- The rest of the ordinances were reviewed in the **Rules & Legislation** portion of the meeting.

**OTHER COUNCIL REPRESENTATIVE REPORTS (Audio: 47:13-47:50)**

- **Councilman Jarmuszkiewicz** reported that the Recreation Commission had a Zoom meeting on April 15, 2020. A motion was passed to install bleachers and pads at Roemisch Field, using funds from the 460 Fund.

**UNFINISHED BUSINESS (Audio: 47:55-58:05)**

**Councilwoman Taylor Draper** said she was “curious about the direction of the legislation for the trash/recycle contract.” She said she had spoken with residents and asked about a public portion becoming available to discuss. **Council President Hallum** stated that the Ordinance had been read three times then tabled. Some Council members want the next Council of the Whole meeting to include a Public Hearing which would be on 5/11/20. **Councilwoman Fellows** said in order to help with the financial aspect, perhaps recycling could be changed to once a month and we could use that money for brush collection.

**Council President Hallum** addressed the resident concerns regarding the new liquor store and suggested that perhaps **City Engineer DiFranco** could arrange to hear the resident concerns, such as a “good neighbor policy.” He said it is approved and will be going in. **City Engineer DiFranco** said he was unsure how to facilitate this, but offered to contact the owner and see if he would be open to doing a Zoom meeting with the concerned residents. **Council President Hallum** asked **Councilwoman Taylor Draper** if she could gather resident concerns through the HOA at Stratford Place. She said she would and said that there were a few residents on the Zoom meeting tonight to weigh in. **Councilwoman Fellows** stated that when Giant Eagle was at the Shoppes of WH, they had a liquor license and sold liquor there. **Councilwoman Taylor Draper** stated it was not the same because Giant Eagle was a grocery store mainly. **City Engineer DiFranco** stated that they want huge signage, too. **Council President Hallum** agreed that we need to address the resident concerns. **Mayor Gardner** stated that the liquor license currently being used to open the new liquor store is actually Giant Eagle’s previous liquor license. The new owner seems diligent, calling it a “wine vault” and seems to be making a good investment in the City. **Council President Hallum** agreed.

**Council Vice President Kline** spoke about the tabling of Ordinance 2020-12 at the 3/30/20 Special Council meeting. He stated that a motion should have been made to postpone, not table. Tabling is time sensitive. Postponed will postpone it to a later date. There is no debate under the “table” but we can debate a motion if it is “postponed.” This is referenced in Robert’s Rules Page 126 “Postponement” and Page 201 “Table.” **Council President Hallum** agreed that that is a good option to be aware of.

**Councilwoman Fellows** commended resident Dale Fellows’ company (Morgan Litho) for helping out first responders, University Hospitals and neighbors with the donation of masks.

## **LEGISLATION (Audio: 58:07-1:16:10)**

### **ORDINANCE 2020-20 – SECOND READING (Audio: 58:24-1:03:02)**

AN ORDINANCE REPEALING AND RESCINDING ORDINANCE NO. 2017-63 AS AMENDED, ORDINANCE NO. 2018-42 AND IN LIEU THEREOF ENACTING ORDINANCE NO. 2020-20 ESTABLISHING REGULATIONS FOR THE OPERATION, SECURITY AND SAFETY OF THE MAPLE GROVE GRANGE LOCATED AT 2454 RIVER ROAD, WILLOUGHBY HILLS, OHIO AND DECLARING AN EMERGENCY.

**Council President Hallum** stated that this Ordinance will remain on Second Reading.

**Councilwoman Fellows** said she had spoken with **Councilman Jarmuskiewicz** and appreciated the conversation they had about the Grange. She asked **Councilman Jarmuskiewicz** about the fact that only fourteen people are permitted on the second floor of the Grange, yet other items had a weight limit (that may exceed the fourteen people limit), such as the pool table. **Mayor Gardner** responded that this was due to the fact that there is an open staircase and this is a fire code limit, not weight limit and not a structural issue. **Councilwoman Fellows** asked if the pool table was going to be removed and said she would prefer that it be removed so as to not be misconstrued if Scouts were going to continue to meet there. She asked about Ordinance 2020-20 (H) regarding the land line to aid in fire detection and asked why Road Superintendent would be responsible in making sure it was installed and not the Fire Department. **Councilman Jarmuskiewicz** responded that the Fire Department will be involved, but Mark Grubiss does all installations such as this. **Councilwoman Fellows** asked about Ordinance 2020-20 (D), for further definition of a “one-time emergency meeting to allow access and if we had an example of a one-time emergency meeting.” She asked for an example of this to the Mayor; however, Mayor Gardner could not provide an example at that time. **Council President Hallum** suggested that this could be something that we could address at a Committee of the Whole Meeting rather than a Regular Council meeting.

### **ORDINANCE 2020-23 – FIRST READING (Audio: 1:03:12-1:05:02)**

AN ORDINANCE AMENDING PART NINE-STREETS, UTILITIES AND PUBLIC SERVICES CODE, TITLE THREE – UTILITIES, CHAPTER 925 – SEWERAGE SYSTEM REGULATIONS, SECTION 925.06 – FEES, SUB-SECTION (c) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.

**Council President Hallum** stated that this Ordinance will remain on First Reading.

### **ORDINANCE 2020-24 – FIRST READING (Audio: 1:05:05-1:06:26)**

AN ORDINANCE TO ACCEPT THE PROPOSAL PROVIDED BY RICHARD L. BOWEN & ASSOCIATES, INC. FOR THE ENGINEERING FEES FOR THE 2020 ROCKEFELLER ROAD RESURFACING PROJECT AND DECLARING AN EMERGENCY.



**Council President Hallum** stated that this Ordinance will remain on First Reading, which we added the contingency clause to.

**.ORDINANCE 2020-25 – FIRST READING (Audio 1:06:29-1:14:17)**

AN ORDINANCE REPEALING AND RESCINDING ORDINANCE NO. 2019-4 AND IN LIEU THEREOF ENACTING A NEW ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE ONE – GENERAL PROVISIONS, CHAPTER 115 – METHODS OF PURCHASE, OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

**Motion was made by Councilwoman Taylor Draper seconded by Councilman Jarmuszkiewicz to waive Three Readings on Ordinance 2020-25.**

**Discussion on the Motion:**

**Councilwoman Majka** said she thought we would read this three times after the Council of the Whole meeting. **Councilwoman Taylor Draper** asked **Council President Hallum** why the Mayor's spending authority had been reduced in the past. **Council President Hallum** did not want to bring up the past but sufficed it to say that the previous Council had concerns with previous Mayor's expenditures; however, now due to COVID-19, the thought was to plan less people in and out of City Hall as a safety precaution. (The ability for Council then to only sign Purchase Orders over \$25,000 rather than \$5,000 would reduce that exposure.) **Councilwoman Taylor Draper** asked **Councilwoman Majka** what her concerns were. **Councilwoman Majka** said she thought it was discussed and there was no urgency. Further, it is important now to allow Three Readings since the remote meetings allow for people not coming in. **Councilwoman Fellows** offered that the spending limit at one time had been dropped to \$1,000 when Robert Weger was Council President and that was done in an attempt to be fiscally responsible by Council. She added that the current Mayor had not been in long enough for concerns. **Councilman Jarmuszkiewicz** added that it was his opinion that the current COVID-19 crisis should give authority to set up administrative functions to allow this change.

**Roll Call:     AYES: Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Majka and Taylor Draper**

**NAYS: None**

Vote: 7/0

**Motion Carries to waive Three Readings on Ordinance 2020-25.**

**Motion was made by Councilwoman Taylor Draper seconded by Council Vice President Kline to adopt Ordinance 2020-25.**

**Discussion on the Motion:**

**Mayor Gardner** reassured all that the "system is fine" and this is nothing that he has been concerned about. With COVID-19, as **Councilman Jarmuszkiewicz** stated, the Mayor can make emergency purchases. He appreciates not bringing extra people into City Hall though.

Roll Call: **AYES:** Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Majka and Taylor Draper  
**NAYS:** None  
Vote: 7/0

**Motion Carries to adopt Ordinance 2020-25, amending and rescinding Ordinance No. 2019-4 and enacting a new ordinance amending Administrative Code, Title One – General Provisions, Chapter 115 – Methods of Purchase (Spending Authority).**

**ORDINANCE 2020-26 – FIRST READING (1:14:20-1:16:10)**

AN ORDINANCE RESCINDING ORDINANCE 2018-11 IN ORDER TO ABOLISH THE SUSPENSION OF THE WILLOUGHBY HILLS ISOLATED SENIOR PROGRAM FOR EVERYDAY RELIEF (W.H.I.S.P.E.R.) TO ASSIST THE SENIOR CITIZENS OF THE CITY OF WILLOUGHBY HILLS, AND RE-ESTABLISHING THE W.H.I.S.P.E.R. PROGRAM; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

**Council President Hallum** stated that this Ordinance will remain on First Reading.

**Councilwoman Taylor Draper** reported that **Councilwoman Majka** had called her today regarding confusion with the workbook (Exhibit) and she explained that this is “a work in progress. It is not yet a finished project. The Subcommittee will help with the guidelines.” It is still on First Reading and she welcomed anyone who wants to assist.

**NEW BUSINESS (Audio: 1:16:13-1:20:37)**

**Councilman Jarmuszkiewicz** spoke about the yard waste proposal, recognizing the resident feedback was limited. He said he wishes there was a better way to communicate besides social media. Letters being sent was a good idea but many get thrown away. We need to get emails and cell phone numbers of residents or something for mass phone calls. It is hard to get the word out to a lot of people. **Council President Hallum** stated that we can look into that. The Recreation Commission started with emails at events. **Councilman Jarmuszkiewicz** suggested that we do something similar to what the schools do.

**Council President Hallum** stated that the three Council districts were to hold District Meetings beginning in April but have now been put on pause. He hopes to put it back into play after COVID. Signs for these meetings were to be purchased which will help get the word out.

**Councilwoman Fellows** volunteered to be on the Subcommittee for WHISPER. She is a health care professional and feels the committee could benefit from that.

**PUBLIC PORTION #2 (Audio: 1:20:40-1:30:16)**

**An opportunity for the public to address Council with any comments, issue or concern.**

Public Portion opened at 8:33 p.m.

**Renee Willis, 2901 Cambridge Circle, Willoughby Hills, OH 44092** – Ms. Willis made the following points:

- Reiterates her concern regarding the new liquor store. She has concerns about the signs to attract people, as well as trash and “derelict behavior.”

**Jenna Bing, 36951 Beech Hills Drive, Willoughby Hills, OH 44094** – Mrs. Bing made the following points:

- Thanks to Mayor for updates on dealing with our potential financial issues. One unknown is the Union contracts. Who is handling this and how is it going?
- Trash & recycle proposal – she liked what Councilwoman Fellows suggested about a monthly collection and would like to see about opting out or by street; there were homeowners who used the brush pile instead of putting it in the woods.

**Pam Davis, 2912 Cambridge Circle, Willoughby Hills, OH 44092** – Ms. Davis made the following comments:

- She is concerned about the new liquor store. She believes liquor stores are correlated with crime and “an unsavory element attraction.” She hopes we can meet with the owner to express resident concerns. She asked if this was publicized and if not, why not?

**Claude Bailey, 2880 Andover Circle, Willoughby Hills, OH 44092** – Mr. Bailey stated that he lives right behind Fifth Third and received no recent notification. With a drive through setup, he is concerned about cars in line and music. He is unsure of what the hours will be but is concerned.

**Linda Fulton, 2990 Marcum Blvd., Willoughby Hills, OH 44092** – Ms. Fulton made the following comments:

- She did not get on Zoom until about halfway through the City Engineer’s report, but was asking about the Amazon parking. Was it temporary? How long? Why are they moving from one section of the parking lot to another (from Giant Eagle to Produce Packaging?)
- Classic uses Gale’s parking lot and others were using it, too. Why isn’t that looked in to?
- With regard to the liquor store going in, why weren’t there Three Readings on this and no notification?
- Yard Waste Proposal – Why was it tabled? Cutting back on the services to once a month on her street would not work with the residents on her street.

**Mike Tyler, 2770 Worrell Road, Willoughby Hills, OH 44094** – Mr. Tyler stated that he would not use the yard waste option. He also inquired about the “Route 6 bumps.”

Public Portion closed at 8:43 p.m.

**Comments following Public Portion: (Audio: 1:30:20-1:37:58)**

**City Engineer DiFranco** responded to the residents in Public Portion as follows:

- The Route 6 work is scheduled for 2022 (in response to Mr. Tyler's question).
- With regard to the liquor store, it is a permitted use. No public meetings are required. Interested residents can go to the BZA meeting as they have applied for a variance. This should be in May or June. He will also contact the owner to see if he will meet with the concerned residents.
- With regard to Classic using the Gales parking lot, he had not received any calls on this and has not issued any exceptions. He will look into it.

**Councilwoman Taylor Draper** thanked residents Bailey, Davis and Willis for coming out to speak tonight regarding the liquor store. She is aware of issues with Willoughby Hills Towers, too and feels that the liquor store may add to that. She would like to meet with the owner to convey that a "free spirit place is not desirable."

**Council President Hallum** responded to the yard waste question, indicating that the Republic contract is "all or nothing." There is no provision to "opt out."

**Mayor Gardner** added that he was going to mention about the BZA meeting to address concerns about signage for the liquor store. He also said that the yard waste proposal offers a group purchasing pricing through the Republic contract.

**FOR THE GOOD OF THE ORDER/FOR THE GOOD OF THE COMMUNITY**

**(Audio: 1:38:03-1:40:05)**

**Mayor Gardner** complimented the Lake County Mayors and Managers and the County for their work to promote locate businesses, citing "Take out Tuesday."

**Councilwoman Taylor Draper** gave a "shout out to nurses, doctors and assistants at UH, Cleveland Clinic and all of the family health centers." **Council President Hallum** added, "Police, Fire, Trash collectors, Mail Carriers, Grocery workers, Amazon drivers and everyone doing their jobs so others can stay home."

**Councilwoman Taylor Draper** added, "yes, everyone.!"

**ADJOURNMENT (Audio: 1:40:07-1:40:57)**

**Motion** was made by **Councilwoman Fellows** seconded by **Councilman Jarmuszkiewicz** to adjourn.

**Roll Call: AYES:** Fellows, Hallum, Jarmuszkiewicz, Kline, Knecht, Majka and Taylor Draper

**NAYS:** None

Vote: 7/0

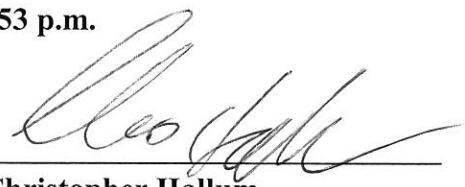
**Motion carries** to adjourn the meeting of April 23, 2020.

**The Regular Council Meeting of April 23, 2020, was adjourned 8:53 p.m.**

**APPROVED:**

5-15-2020

Date



**Christopher Hallum**



ATTEST:

Guane J. Maysie  
Council Clerk Pro-Tem

*President of Council*